

## COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled PROTEOMIC ANALYSIS BY PARALLEL MASS SPECTROMETRY, the specification of which:

- ☐ is attached hereto.  
☒ was filed on April 13, 2001 as Application Serial No. 09/835,273 and was amended on \_\_\_\_\_  
☐ was described and claimed in PCT International Application No. \_\_\_\_\_ filed on \_\_\_\_\_ and as amended under PCT Article 19 on \_\_\_\_\_.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose all information I know to be material to patentability in accordance with Title 37, Code of Federal Regulations, §1.56.

I hereby appoint the following attorneys and/or agents to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

John J. Gagel 33,499  
Robert C. Nabinger 33,431

David L. Feigenbaum 30,378  
Christine P. Bellon 41,611

Address all telephone calls to CHRISTINE P. BELLON at telephone number (617) 542-5070 MAR - 4 2002

Address all correspondence to JOHN J. GAGEL at:

FISH & RICHARDSON P.C.  
225 Franklin Street  
Boston, MA 02110-2804

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patents issued thereon.

Full Name of Inventor: JAMES R. LADINE, PH.D.

Inventor's Signature: James R. Ladine

Date: 10/26/01

Residence Address:

109 Providence Street  
Uxbridge, MA 01569

Citizenship:

United States

Post Office Address:

109 Providence Street  
Uxbridge, MA 01569

**Combined Declaration and Power of Attorney**

Page 2 of 2 Pages

Full Name of Inventor: IAN JARDINE

Inventor's Signature: 

Date: 10/29/01

Residence Address: 18400 Overlook Road, #26

Los Gatos, CA

Citizenship: United States

Post Office Address: 18400 Overlook Road, #26

Los Gatos, CA 95030-5853

Full Name of Inventor: MIKE S. STORY

Inventor's Signature: 

Date: 11/1/01

Residence Address: 15745 Wood Acres Road

Los Gatos, CA

Citizenship: United States

Post Office Address: 15745 Wood Acres Road

Los Gatos, CA 95030-3054

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : James R. LaDine et al.                      Art Unit : 1641  
Serial No. : 09/835,273                                      Examiner : Unknown  
Filed : April 13, 2001  
Title : PROTEOMIC ANALYSIS BY PARALLEL MASS SPECTROMETRY

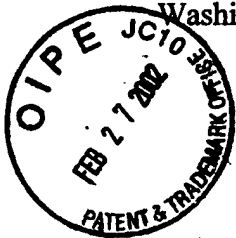
Commissioner for Patents  
Washington, D.C. 20231

DECLARATION OF DEREK DOHERTY IN  
SUPPORT OF TIMELY MAILING UNDER 37 C.F.R. § 1.8

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I, DEREK DOHERTY, declare as follows:

I am employed by FISH & RICHARDSON P.C. as an Office Services Supervisor.

During the period in question, I worked in the mailroom as the Office Services Supervisor and was responsible for overseeing the procedures for collecting outgoing mail from designated "pick-up stations" throughout the FISH & RICHARDSON P.C. offices located at:

225 Franklin Street  
Boston, Massachusetts 02110-2804.

The FISH & RICHARDSON P.C. mailroom procedures that all Office Services Assistants followed during the period in question required that they check the pick-up stations every hour between 9:30 am to 5:30 pm. Any mail gathered from the pick-up stations prior to 5:00 pm would be picked up by a U.S. Postal Carrier in the basement of 225 Franklin Street

A final check would be made at 5:30 pm. Any mail gathered from the pick-up stations would then be delivered by an Office Services Assistant to the United States Postal Service's General Mail Facility at Fort Point Station, 25 Dorchester Ave., Boston, MA 02205.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, Washington, D.C. 20231.

February 14, 2002

Date of Deposit

Signature

Sherry L. Hunt

Typed or Printed Name of Person Signing Certificate

Applicant : James R. LaDine et al.  
Serial No. : 09/835,273  
Filed : April 13, 2001  
Page : 2

Attorney's Docket No.: 12800-003001

statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patents issued thereon.

Respectfully submitted,



Derek Doherty

Date: February 14, 2002

Fish & Richardson P.C.  
225 Franklin Street  
Boston, Massachusetts 02110-2804  
Telephone: (617) 542-5070  
Facsimile: (617) 542-8906

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Serial No. : 09/835,273      Examiner :  
Filed : April 13, 2001  
Title : PROTEOMIC ANALYSIS BY PARALLEL MASS SPECTROMETRY

Commissioner for Patents  
Washington, D.C. 20231

DECLARATION OF SHERRY L. HUNT IN  
SUPPORT OF TIMELY MAILING UNDER 37 C.F.R. § 1.8

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I, SHERRY L. HUNT, declare as follows:

I am an employee of the law firm of FISH & RICHARDSON P.C. and have been a patent law secretary for 14 years.

On November 8, 2001, in connection with the above-captioned matter, I signed the certificate of mailing stamped directly on the correspondence entitled "Response to Notice to File Missing Parts of Application." As indicated in the Response, the Combined Declaration and Power of Attorney was submitted with the Response. The certificate of mailing stamped directly on the correspondence indicated that the correspondence was being deposited with the United States Postal Service on November 8, 2001. I made photocopies for the file, sealed the originals in a special envelope preprinted with the address of the Assistant Commissioner of Patents, and prior to 4:30 pm, left the envelope in one of the designated "pick-up stations" to be delivered to the United States Postal Service in accordance with the procedures described in the Declaration of Derek Doherty.

Knowing the procedures for outgoing mail and my own experience with them, I had reasonable basis to expect that the correspondence would be deposited with the United States Postal Service on the date indicated.

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

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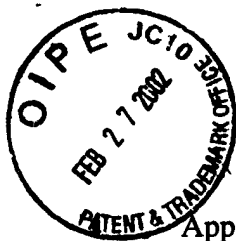
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patents issued thereon.

Respectfully submitted,

Date: February 14, 2002

  
Sherry L. Hunt

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DECLARATION OF CHRISTINE BELLON IN  
SUPPORT OF TIMELY MAILING UNDER 37 C.F.R. § 1.8

I, CHRISTINE P. BELLON, declare as follows:

I am an attorney of the law firm of FISH & RICHARDSON P.C. and an attorney of record in the above matter.

On November 8, 2001, in connection with the above-captioned matter, I signed the correspondence entitled "Response to Notice to File Missing Parts of Application." As indicated in the Response, the Combined Declaration and Power of Attorney was submitted with the Response. The certificate of mailing stamped directly on the correspondence indicated that the correspondence was being deposited with the United States Postal Service on November 8, 2001. I gave the signed document to my secretary, who informed me that she made photocopies for the file, sealed the originals in an special envelope preprinted with the address of the Assistant Commissioner of Patents, and left the envelope in one of the designated "pick-up stations" to be delivered to the United States Postal Service in accordance with the procedures described in the Declaration of Derek Doherty.

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Respectfully submitted,

Date: February 14, 2002



Christine P. Bellon  
Reg. No. 41,611

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